IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

CIVIL APPLICATION NO. 2236 OF 2007
IN
FIRST APPEAL NO. 516 of 2004

Mr.Iftekhar Shafique Falke ... Applicant
Vs.
Mrs. Mehwash Sameer Sayyed ... Respondent

Mr. Girish S.Godbole for Applicant.
Mr. K.Y.Mandalik for Respondent.

CORAM: S.K.SHAH,J.
DATE : 13th April, 2007

P.C.

1. By this Application, the father is asking custody of the child for a period of seven days from 12th April, 2007 to 18th April,2007.

2. By order dated 28.4.2004, this Court had placed the custody of the child to the mother. Sicne then, the child is in the custody of the mother. As a ressult of the father being in Bahrain, there was no occasion for him to make application for getting custody of the child. 3. The learned Counsel for the Respodnent opposes the custody of the child even for a short period till 18th April, 2007 as the mother is afraid of the child being taken away abroad.

4. Considering all the aspects of the matter, I feel that the custody of the child should not be given to the father. However, the father can be allowed to have access to the child daily for few hours till 18th April, 2007. It is submitted that the grandparents of the child i.e.parents of the father are at Kalyan.

5. The father and the grand-parents will have access to the child at Bhiwandi at Mona Lisa Hotel between 2.00 p.m. and 7.00 p.m. daily for one week from tomorrow i.e. 14th April, 2007.

Parties to act on a copy of this order duly authenticated by the Sheristedar of this Court.